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FISCAL IMPACT STATEMENT

LS 6740

BILL NUMBER: SB 304

NOTE PREPARED: Dec 30, 2011

BILL AMENDED:

SUBJECT: Disclosure of Utility Easements.

FIRST AUTHOR: Sen. Breaux

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: X GENERAL
DEDICATED
FEDERAL

IMPACT: State & Local

Summary of Legislation: This bill requires a utility to submit data concerning easements in gross of a commercial character to the Indiana Utility Regulatory Commission (IURC) for inclusion in the statewide GIS map.

It requires a utility that seeks to perform vegetation management to produce, upon request of a property owner, documentation that authorizes the utility to perform vegetation management on the property. The bill provides that a utility's failure to file a notice of claim for an easement does not extinguish the easement if the easement is included in the statewide GIS map. It also requires the residential sales disclosure form to provide notice to prospective buyers that the easements are included in the map.

Effective Date: July 1, 2012.

Explanation of State Expenditures: *Indiana Utility Regulatory Commission (IURC):* This bill requires utilities to submit data concerning easements in gross of a commercial character to the IURC for inclusion in the statewide GIS map. It also requires the IURC to share the easement data as a data layer to the statewide base map. The IURC's current level of resources should be sufficient.

Indiana Real Estate Commission: This bill would require the Indiana Real Estate Commission to revise the residential sales disclosure form to provide notice to prospective buyers that the easements are included in the statewide GIS map. The Commission's current level of resources should be sufficient to carry out this function.

Explanation of State Revenues:

Explanation of Local Expenditures: This bill could increase local expenditures to the extent that municipally owned utilities would have to submit data concerning easements to the IURC for inclusion in the statewide GIS map.

Explanation of Local Revenues:

State Agencies Affected: IURC; Indiana Real Estate Commission.

Local Agencies Affected:

Information Sources:

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